

**SENATE BILL NO. 2205
with House Amendments**

Fifty-ninth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2205

Introduced by

Senators J. Lee, Espegard

Representatives Iverson, Kingsbury, Nelson

1 A BILL for an Act to amend and reenact subsection 2 of section 39-24-03, subsection 6 of
2 section 39-24-09, and section 39-24-09.1 of the North Dakota Century Code, relating to
3 snowmobile registration and snowmobile operation by an individual who is at least twelve years
4 of age.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 2 of section 39-24-03 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 2. Upon receipt of the application and the appropriate fee, the department shall
9 register a snowmobile and assign a registration number and a certificate of
10 registration. The registration number must be at least one and one-half inches
11 [3.81 centimeters] in height and of a reflectorized material and must be securely
12 affixed on each side of the ~~forward half of the~~ snowmobile in a position as to
13 provide clear legibility for identification. The certificate of registration must include
14 information regarding the make, year, serial number, and name and address of the
15 owner. The fee for registration of each snowmobile must be five dollars for any
16 portion of the registration period and the registration period is for two years
17 beginning October first of each odd-numbered year. The fee for a duplicate or
18 replacement registration number or registration card which is lost, mutilated, or
19 becomes illegible may not exceed five dollars. In addition, in each year that fees
20 are collected for the unsatisfied judgment fund there must be assessed a fee of
21 one dollar per year for each snowmobile registered, which must be placed in the
22 unsatisfied judgment fund. For each snowmobile registered under the provisions
23 of this chapter, there must be assessed a snowmobile trail tax in the amount of
24 thirty-five dollars.

1 **SECTION 2. AMENDMENT.** Subsection 6 of section 39-24-09 of the North Dakota
2 Century Code is amended and reenacted as follows:

3 6. It is unlawful for any person to operate a snowmobile pursuant to chapter 39-24
4 without having in possession a valid driver's license ~~or permit~~, except as provided
5 by section 39-24-09.1.

6 **SECTION 3. AMENDMENT.** Section 39-24-09.1 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **39-24-09.1. Operation by ~~persons under age sixteen~~ individuals at least twelve**
9 **years of age.** ~~Except as otherwise provided in this section, it is unlawful for any person~~ An
10 individual twelve years of age and over ~~who has not reached sixteen years of age and who is~~
11 ~~not~~ may not operate a snowmobile unless the individual is in possession of a valid driver's
12 license ~~or permit to operate a snowmobile, except upon the lands of the person's parent or~~
13 ~~guardian~~ operates the snowmobile on private land, or unless and until the ~~person~~ individual
14 has completed a snowmobile safety training course as prescribed by the director of the parks
15 and recreation department pursuant to chapter 28-32 and has received the appropriate
16 snowmobile safety certificate issued by the director of the department of transportation. The
17 failure of an operator to exhibit a snowmobile safety certificate upon demand to any official
18 authorized to enforce this chapter is presumptive evidence that the ~~person~~ individual is not the
19 holder of the certificate. Fees collected from each ~~person~~ individual receiving certification must
20 be deposited into the snowmobile trail tax fund for purposes of establishing snowmobile safety
21 programs.